

2nd AMENDED**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**Date of filing in State Engineer's Office FEB 20 2004Returned to applicant for correction MAR 03 2004 APR 02 2004Corrected application filed APR 08 2004Map filed APR 08 2004

The applicant **Pahrump Elk Lodge No. 2796**, hereby make application for permission to change the **Point of diversion, Manner of use and place of use of a portion** of water heretofore appropriated under **Permit #69758**

1. The source of water is **Underground source**
2. The amount of water to be changed (1 Acre foot) **0.00171 c.f.s.**
3. The water to be used for **Commercial use**
4. The water heretofore permitted for **Irrigation**
5. The water is to be diverted at the following point **within the SW4 SW4 Section 12, Township 20 South, Range 53 East M.D.B.&M. or at a point from which the SW Corner of said Section 12 bears S 74°14'07" W a distance of 1359.06 feet.**
6. The existing permitted point of diversion is located within the **NE4 NW4 Section 3, Township 20 South, Range 53 East M.D.B.&M. or at a point from which the N4 corner of said Section 3 bears N45°E a distance of 100.00 feet.**
7. Proposed place of use **within the SE4 SW4 SW4 of Section 12 Township 20 South Range 53 East M.D.B.&M. being lot 174 of Green Valley Estates Subdivision File #20006 Nye County Records.**
8. Existing place of use **NW4 SW4 of Section 5, Township 20 South Range 53 East M.D.B.&M. (0.2 acres to be removed from irrigation)**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Existing 8" well Casing with pump, motor, Pressure tank and plastic survice lines.**
12. Estimated cost of works **20,000.00**
13. Estimated time required to construct works **2 years existing 8" well Casing**
14. Estimated time required to complete the application of water to beneficial use **4 years**
15. Remarks: **Pahrump Elk Lodge #2796 with Lawn and trees (1 Acre foot or less Annual)**

By **Richard L. Hafen**
s/Richard L. Hafen Agent
2383 Gateway Rd.
Las Vegas Nevada, 89115

Compared cmf/sam _____ mt/bk _____

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, manner and place of use of a portion of the waters of an underground source as heretofore granted under Permit 69758 is issued subject to the terms and conditions imposed in said Permit 69758 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

Permit 70894 is granted to provide commercial water service to a parcel described as Nye County Assessor's Parcel (APN) 35-268-14.

The issuance of this permit is for consumptive use portion only, being 0.7 acre-feet of the base right. The remaining portion of the base right returns to the groundwater source. The entire 1.0 acre-feet from the base right is herewith abrogated.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0017 cubic feet per second, and not to exceed 0.7 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

March 23, 2007

Proof of completion of work shall be filed on or before:

April 23, 2007

Water must be placed to beneficial use on or before:

March 23, 2010

Proof of the application of water to beneficial use shall be filed on or before:

April 23, 2010

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 23rd day of March, A.D. 2006


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____